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Patent  
Attorney's Docket No. 024705-077

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of )  
Yoshihide HAYASHIZAKI et al. ) Group Art Unit: 1652  
Application No.: 09/254,344 ) Examiner: Richard G. Hutson  
Filed: September 3, 1999 ) Confirmation No.: 6838  
For: RNA POLYMERASE )  
)  
)  
)  
)

AMENDMENT/REPLY TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed is a reply for the above-identified patent application.

☒ A Petition for Extension of Time is also enclosed.

☐ A Terminal Disclaimer and the ☐ \$55.00 (2814) ☐ \$110.00 (1814) fee due under 37 C.F.R. § 1.20(d) are also enclosed.

☒ Also enclosed is/are Exhibits A1, A2, A3, paper copy and computer readable copy of sequence listing, Declaration Pursuant to 37 CFR §§1.821-1.825, and Fig. 4, marked-up and clean copy.

☐ Small entity status is hereby claimed.

☐ Applicant(s) requests continued examination under 37 C.F.R. § 1.114 and enclose the ☐ \$385.00 (2801) ☐ \$770.00 (1801) fee due under 37 C.F.R. § 1.17(e).

☐ Applicant(s) requests that any previously unentered after final amendments not be entered. Continued examination is requested based on the enclosed documents identified above.

☐ Applicant(s) previously submitted \_\_\_, on \_\_\_, for which continued examination is requested.

- ☐ Applicant(s) requests suspension of action by the Office until at least \_\_\_, which does not exceed three months from the filing of this RCE, in accordance with 37 C.F.R. § 1.103(c). The required fee under 37 C.F.R. § 1.17(i) is enclosed.
- ☐ A Request for Entry and Consideration of Submission under 37 C.F.R. § 1.129(a) (1809/2809) is also enclosed.
- ☒ No additional claim fee is required.
- ☐ An additional claim fee is required, and is calculated as shown below:

AMENDED CLAIMS					
	NO. OF CLAIMS	HIGHEST NO. OF CLAIMS PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	ADD'L FEE
Total Claims		MINUS =		× \$18.00 (1202) =	
Independent Claims		MINUS =		× \$86.00 (1201) =	
If Amendment adds multiple dependent claims, add \$290.00 (1203)					
Total Claim Amendment Fee					
If small entity status is claimed, subtract 50% of Total Claim Amendment Fee					
<b>TOTAL ADDITIONAL CLAIM FEE DUE FOR THIS AMENDMENT</b>					<b>\$0.00</b>

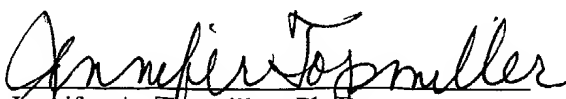
- ☐ A total fee in the amount of \$ \_\_\_\_\_ is enclosed.
- ☐ Charge \$ \_\_\_\_\_ to Deposit Account No. 02-4800.

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17, 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

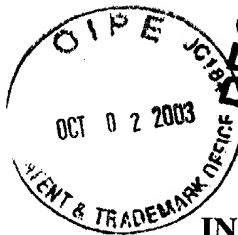
Respectfully submitted,  
BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: October 2, 2003

By:

  
Jennifer A. Topmiller, Ph.D.  
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In re Patent Application of	)	
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Yoshihide HAYASHIZAKI et al.	)	Group Art Unit: 1652
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Application No.: 09/254,344	)	Examiner: Richard Hutson
	)	
Filed: September 3, 1999	)	Confirmation No.: 6838
	)	
For: RNA POLYMERASE	)	

**REPLY AND AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed June 3, 2003, please amend the above-identified application as follows: